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HIGH COURT OF CHHATTISGARH AT BILASPUR

M.C.C. No. 102/2007

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Applicants :

1. Vishnuram Bhagat, S/o Late Mani Oraon.
2. Mutu, alias Muneshwar, S/o Mani Oraon.
3. Sohan Bhagat, S/o Late Bechua Oraon.
4. Boluva, S/o Late Bandhu Oraon.
5. Sani Oraon, S/o Late Bandhu Oraon.
6. Baleshwar Oraon, S/o Late Ghani Oraon
7. Suresh Oraon, Minor Through Natural Guardian, Elder Brother Baleshwar Oraon, S/o Late Ghani Oraon.
   S. No. 1 Mararoma, Thana Thethitagar, District Gumla, S. No. 2, Silam Ambatoli, Thana Raidih, District Gumla (Bihar), Sl. No. 3, Khora Makuatoli, Thana Gumla, Sl No. 4 to 7 Putri, Choura Thana, Jashpurnagar.

VERSUS

Non-applicants :

1. Surju Oraon, S/o Bechu Oraon.
2. Darapn Oraon, S/o Bechu Oraon.
3. Manchabn Oraon, S/o Beebu Oraon.
4. Bax Oraon, S/o Late Mutu Oraon.
   All residents of Putrichoura, Thana Jashpurnagar.

Present: S.R.J. Jaiswal, counsel for the applicants.

ORAL ORDER
(Passed on 22nd March, 2007)

The following oral order of the Court was passed by **Dilip Raosaheb Deshmukh, J.**

This M.C.C. is being disposed of finally at the stage of admission without notice to the non-applicants.

2. Heard.

3. For the reasons mentioned thereinin, the application M.C.C. No. 102/2007 is allowed in view of the fact that process fee was paid on the next day i.e. 14.12.2006, after a week's time was granted by this Court on 13.12.2006. The only default was that the appellant paid process fee for issuance of notices on the non-applicants by ordinary post whereas it ought to have been paid for issuance of notice by Registered Post.

F.A. No. 134/1996 is restored, subject to payment of costs of Rs.100/- with the High Court Legal Aid Committee within a week. F.A. No. 134/1996 be listed for hearing in the next week.

Sd/-
Dhirendra Mishra
Judge

Kvr